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01-25-05  
Date

*Jaclyn R. Folkema*  
Jaclyn R. Folkema

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: Thomas M. Kurth et al.

Application No. : 10/004,733  
Group No. : 1762  
Examiner : Erma C. Cameron  
Filed : December 4, 2001  
For : **VEGETABLE OIL-BASED COATING AND METHOD FOR APPLICATION**

Date of mailing "Notice of Allowance and Fee(s) Due" : August 6, 2004  
Confirmation No. : 8513

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**REQUEST THAT OFFICE WITHDRAW APPLICATION FROM ISSUE FOR THE REASONS SET FORTH IN § 1.313(c) - ISSUE FEE PAID**

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1. Applicant requests that the Office withdraw this application from issue for a reason set forth in § 1.313(c), as follows:

Consideration of a request for continued examination in compliance with § 1.114.

Submitted with this request is Applicants' Request for Continued Examination. Accordingly, granting of this request is appropriate under 37 C.F.R. § 1.313(c)(2) and is respectfully requested.

Respectfully Submitted,

THOMAS M. KURTH ET AL.

By: Price, Heneveld, Cooper,  
DeWitt & Litton, LLP

1/25/2005  
Date

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TAV/jrf

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**PETITION FEE**  
**Under 37 CFR 1.17(f), (g) & (h)**  
**TRANSMITTAL**

(Fees are subject to annual revision)

Send completed form to: Commissioner for Patents  
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Application Number	10/004,733
Filing Date	December 4, 2001
First Named Inventor	Thomas M. Kurth
Art Unit	1762
Examiner Name	Erma C. Cameron
Attorney Docket Number	URE02 P-310

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**OFFICE OF PETITIONS**

Enclosed is a petition filed under 37 CFR § 1.313 that requires a processing fee (37 CFR 1.17(f), (g), or (h)). Payment of \$ 130.00 is enclosed.

This form should be included with the above-mentioned petition and faxed or mailed to the Office using the appropriate Mail Stop (e.g., Mail Stop Petition), if applicable. For transmittal of processing fees under 37 CFR 1.17(i), see form PTO/SB/17i.

**Payment of Fees** (small entity amounts are NOT available for the petition fees)

☒ The Commissioner is hereby authorized to charge the following fees to Deposit Account No. 16-2463:

☒ petition fee under 37 CFR 1.17(f), (g) or (h) ☒ any deficiency of fees and credit of any overpayments

Enclose a duplicative copy of this form for fee processing.

☐ Check in the amount of \$ \_\_\_\_\_ is enclosed.

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**Petition Fees under 37 CFR 1.17(f): Fee \$400 Fee Code 1462**

For petitions filed under:

- § 1.53(e) - to accord a filing date.
- § 1.57(a) - to accord a filing date.
- § 1.182 - for decision on a question not specifically provided for.
- § 1.183 - to suspend the rules.
- § 1.378(e) - for reconsideration of decision on petition refusing to accept delayed payment of maintenance fee in an expired patent.
- § 1.741(b) - to accord a filing date to an application under § 1.740 for extension of a patent term.

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**Petition Fees under 37 CFR 1.17(g): Fee \$200 Fee Code 1463**

For petitions filed under:

- § 1.12 - for access to an assignment record.
- § 1.14 - for access to an application.
- § 1.47 - for filing by other than all the inventors or a person not the inventor.
- § 1.59 - for expungement of information.
- § 1.103(a) - to suspend action in an application.
- § 1.136(b) - for review of a request for extension of time when the provisions of section 1.136(a) are not available.
- § 1.295 - for review of refusal to publish a statutory invention registration.
- § 1.296 - to withdraw a request for publication of a statutory invention registration filed on or after the date the notice of intent to publish issued.
- § 1.377 - for review of decision refusing to accept and record payment of a maintenance fee filed prior to expiration of a patent.
- § 1.550(c) - for patent owner requests for extension of time in ex parte reexamination proceedings.
- § 1.956 - for patent owner requests for extension of time in inter partes reexamination proceedings.
- § 5.12 - for expedited handling of a foreign filing license.
- § 5.15 - for changing the scope of a license.
- § 5.25 - for retroactive license.

**Petition Fees under 37 CFR 1.17(h): Fee \$130 Fee Code 1464**

For petitions filed under:

- § 1.19(g) - to request documents in a form other than that provided in this part.
- § 1.84 - for accepting color drawings or photographs.
- § 1.91 - for entry of a model or exhibit.
- § 1.102(d) - to make an application special.
- § 1.138(c) - to expressly abandon an application to avoid publication.
- § 1.313 - to withdraw an application from issue.
- § 1.314 - to defer issuance of a patent.

Todd A. Van Thomme

Signature

Todd A. Van Thomme

Typed or printed name

1/25/2005

Date

44 285

Registration No., if applicable

This collection of information is required by 37 CFR 1.17. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 5 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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